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Comparison of Draft Treaty of Friendship, Commerce and Navigation between the United States and Italy with Treaty of Friendship, Commerce and Consular Rights Between the United States and Norway, signed June 5, 1928.

Preamble -

Norwegian treaty "Treaty of Friendship, Commerce and Consular Rights"

Italian treaty "Treaty of Friendship, Commerce and Navigation"

Article I

Paragraph 1 -

Same in both treaties except that Italian draft treaty contains a provision regarding the owning, leasing and use of buildings, and the leasing of lands for certain purposes.

Paragraph 2 -

Same in both treaties except that Norwegian treaty contains an additional sentence excepting waterfalls, energy produced by waterfalls, mines or forests.

Paragraphs 3 and 4 -

Same in both treaties.

Paragraph 5 -

Instead of "to the immigration of aliens" used in Norwegian treaty, "to emigration or to immigration" is used in Italian draft treaty, and Italian

draft

draft contains an additional provision for nationals of one Party to enter, travel and reside in territories of the other to carry on international trade or commercial activity related to or connected with international trade on same terms as nationals of the most favored nation.

Article II

Same in both treaties except that "injured" is used before "within any of the territories of" in Italian draft.

Article III

Same in both treaties.

Article IV

Same in both treaties.

Article V

Same in both treaties except that "reasonable" before "mortuary and sanitary laws" is omitted in Italian draft.

Article VI

Paragraph 1 -

Italian draft contains "persons" instead of "individuals" before "depart from" as in Norwegian treaty. First sentence ends "after the beginning of the war" in Italian draft, and in Norwegian treaty ending is "after a declaration of war". Italian draft contains additional sentence regarding departure of persons possessing nationality of both High Contracting Parties.

Paragraph 2 -

First sentence:

Italian draft contains "after having become" instead of "being" before "nationals of the other

Party"

Party" as in Norwegian treaty.

Italian draft reads "to acquire or resume the nationality of the country of their birth", while Norwegian treaty reads "to adopt the nationality of their nativity".

Second sentence:

Second word in Italian draft "persons" in Norwegian treaty "natives".

Article VII of Norwegian treaty.

Paragraph 1 -

First two sentences same in both treaties and comprise entire Article VII in Italian draft. [Article VII of Italian draft.]

Third sentence, except provision regarding alcoholic beverages and narcotics which is not included anywhere in Italian draft, comprises paragraph 2 of Article XIX of Italian draft. [Paragraph 2 of Article XIX of Italian draft.]

Paragraphs 2, 3 and 4 -

The substance of these three paragraphs, except the provision against retroactive duties, etc., on importations which does not appear anywhere in Italian draft, has been included in paragraphs 1, 2 and 3 of Art. VIII of the Italian draft in a different form and with certain elaborations, particularly as regards prohibitions on importations. [Art. VIII, paragraphs 1, 2 and 3 of Italian draft]

Article VII of Norwegian treaty.

Paragraph 5 -

Same as paragraph 1 of Article IX in Italian draft. [Paragraph 1 of Article IX of Italian draft.]

Paragraph 6 -

Same as paragraph 2 of Article IX of Italian draft. [Paragraph 2 of Article IX of Italian draft.]

Article VIII of Italian draft
Paragraph 4, regarding foreign exchange, not in Norwegian treaty

Paragraph 5, regarding monopolies on importation, not in Norwegian treaty

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Article VII of Norwegian treaty.

Paragraph 7 same as paragraph 6 of Art. VIII of Italian draft. [Paragraph 6 of Art. VIII of Italian draft].

Paragraph 8 corresponds to but is considerably different from, paragraph 4 of Article XIX of Italian draft. [Paragraph 4 of Art. XIX of Italian draft].

Paragraph 9 - Contemplated Italian exceptions to be placed after paragraph 4 of Art. XIX in Italian draft. [Contemplated paragraph 5 of Art. XIX of Italian draft.]

Article VII of Norwegian treaty.

Paragraph 10 corresponds in substance to paragraph 3 of Art. XIX of Italian draft, except that latter includes customs unions. [Paragraph 3, Art. XIX of Italian draft].

Article VIII of Norwegian treaty. Same as Article X of Italian draft except latter reads "in respect of" instead of "in respect to" as in Norwegian treaty. [Article X of Italian draft].

Article IX of Norwegian treaty. Same as Art. XI of Italian draft [Art. XI of Italian draft].

Article X of Norwegian treaty. Same as Art. XII of Italian draft. [Art. XII of Italian draft].

Article XI of Norwegian treaty.

Corresponds to Art. XIII of Italian draft except that last sentence of latter contains "and vessels" after "It is agreed, however, that nationals".

[Art. XIII of Italian draft]

Article XII of Norwegian treaty.

Same as Art. XIV of Italian draft.

[Art. XIV of Italian draft]

Article XIII of Norwegian treaty.

Same as Art. XV of Italian draft except that latter contains additional stipulation in last paragraph.

[Art. XV of Italian draft]

Article XIV of Norwegian treaty.

Same as Art. XVI of Italian draft.

[Art. XVI of Italian draft]

Article XV of Norwegian treaty.

Same as Art. XVII of Italian draft except that latter contains additional paragraph regarding transit of arms, munitions, etc.

[Art. XVII of Italian draft]

Articles XVI to XXVII inclusive, of Norwegian treaty.

No articles or provisions in Italian draft corresponding to these consular articles.

Article XVIII of Italian draft.
No corresponding article or provision in Norwegian treaty.

Article XIX of Italian draft.

Paragraph 1 -
No corresponding provision in Norwegian treaty

Paragraph 2 -
Same as third sentence, (except not containing provision regarding alcoholic beverages and narcotics) of paragraph 1 of Art. VII of Norwegian treaty.

[Raragraph 10 of Article VII of Norwegian treaty].

Article XIX of Italian draft.

Paragraph 3 -
Corresponds to paragraph 10 of Art. VII of Norwegian treaty but with additional provision.

[Paragraph 8 of Art. VII of Norwegian treaty].

Paragraph 4 -
Corresponds to paragraph 8 of Art. VII of Norwegian treaty.

[Art. XXVIII of Norwegian treaty].

Article XX of Italian draft.
Same as Article XXVIII of Norwegian treaty except that latter contains "and air" in the description of the territorial scope of the treaty and excepts "Svalbard" from the scope of the treaty.

Article XXIX of Norwegian treaty.
Corresponds to Art. XXI of Italian draft. Most notable differences are that Italian draft omits phrase "modifying by change or omission, any of the

provisions of any of the Articles in this treaty" appearing in Norwegian treaty, and Italian draft contains additional provision regarding the suspension of Article VIII under certain conditions. [Article XXI of Italian draft]

Article XXX of Norwegian treaty. Corresponds to Art. XXIIof Italian draft. Latter contains "present treaty" in place of "same" in Norwegian treaty. [Art. XXII of Italian draft].

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